

**ENTERED**

January 23, 2018

David J. Bradley, Clerk

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF TEXAS  
CORPUS CHRISTI DIVISION

REYNALDO MADRIGAL,

Plaintiff,

VS.

RUSSELL TRUST ASSOCIATION, *et al*,

Defendants.

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CIVIL ACTION NO. 2:17-CV-340

**ORDER ADOPTING MEMORANDUM AND RECOMMENDATION  
AND DENYING MOTION FOR REFUND**

On January 5, 2018, United States Magistrate Judge Jason B. Libby issued his “Memorandum and Recommendation” (D.E. 13), recommending that Plaintiff’s Motion for Reconsideration (D.E. 10) be denied. Plaintiff was provided proper notice of, and opportunity to object to, the Magistrate Judge’s Memorandum and Recommendation. FED. R. CIV. P. 72(b); 28 U.S.C. § 636(b)(1); General Order No. 2002-13. No objections have been filed.


When no timely objection to a magistrate judge’s memorandum and recommendation is filed, the district court need only satisfy itself that there is no clear error on the face of the record and accept the magistrate judge’s memorandum and recommendation. *Guillory v. PPG Industries, Inc.*, 434 F.3d 303, 308 (5th Cir. 2005) (citing *Douglass v. United Services Auto Ass’n*, 79 F.3d 1415, 1420 (5th Cir. 1996)).

Having reviewed the findings of fact and conclusions of law set forth in the Magistrate Judge’s Memorandum and Recommendation (D.E. 13), and all other relevant documents in the record, and finding no clear error, the Court **ADOPTS** as its own the

findings and conclusions of the Magistrate Judge. Accordingly, the Motion for Reconsideration (D.E. 10) is **DENIED**.

Also before the Court is Plaintiff's letter request, treated as a motion, seeking a refund of his filing fee. D.E. 14. His reasoning is that he did not receive his day in court. After due consideration, the Court **DENIES** the motion (D.E. 14).

ORDERED this 23rd day of January, 2018.

  
NELVA GONZALES RAMOS  
UNITED STATES DISTRICT JUDGE